

MEETINGS TO DATE 18
NO. OF REGULARS 18
NO. OF SPECIALS 0

LANCASTER, NEW YORK
SEPTEMBER 18, 1978

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 18th day of September, 1978 at 8:00 P.M. and there were

PRESENT: STANLEY JAY KEWSA, SUPERVISOR

JOSEPH R. BARNHARDT, COUNCILMAN

EDWARD A. BERENT, COUNCILMAN

PETER J. BOLENDER, COUNCILMAN

ARTEL J. METZ, COUNCILMAN

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK

DOMINIC J. TERRANOVA, TOWN ATTORNEY

RICHARD J. SHERWOOD, DEPUTY TOWN ATTORNEY

EDWARD J. FERON, JR., TOWN ENGINEER

ROBERT W. URBAN, HIGHWAY SUPERINTENDENT

BID OPENINGS:

NONE

PUBLIC HEARING SCHEDULED FOR 8:00 P.M.:

At 8:00 P.M., the Town Board held a Public Hearing to hear all interested parties and citizens on the proposed uses of approximately \$180,000.00 of Federal Revenue Sharing Funds anticipated to be received by the Town of Lancaster during the year 1979.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

The Town Clerk reported that no communications were received for presentation at this Public Hearing suggesting any proposed uses of Federal Revenue Sharing Funds.

There were nineteen (19) persons present including the Town Board members.

The Supervisor at this point outlined for those present the past uses of Federal Revenue Sharing Funds indicating that the funds have been used for reduction of the principal debt incurred with the construction of the new Lancaster Public Library, to fund Public Safety, and for a portion of the Town of Lancaster Parks and Recreation Projects.

The Supervisor asked if anyone present wished to address the Board and suggest any uses for the Federal Revenue Sharing Funds coming to the Town of Lancaster.

Julie Gobetti, 23 East Drullard Avenue, suggested that funds be used for curbing along Village streets.

No other persons put forth any suggestions.

ON MOTION BY COUNCILMAN BARNHARDT, AND SECONDED BY COUNCILMAN BERENT AND CARRIED, the hearing was closed at 8:07 P.M.

OFFICIAL REPORTS:

The Town Clerk reported that the following departments of the Town of Lancaster have filed with him their monthly reports as follows:

<u>DEPARTMENT</u>	<u>MONTH OR MONTHS OF</u>
Town Clerk	August, 1978
Dog Warden	August, 1978

COMMITTEE REPORTS:

Councilman Metz for the Investigating Committee reported that he and the Highway Superintendent inspected the Court Street Bridge over Plum Bottom Creek and that the Highway Superintendent has requested the County of Erie to conduct a structural survey analysis to determine the safety of this bridge.

COMMITTEE REPORTS CONT'D.:

Councilman Metz for the Committee recommended that until some reply is received from the County of Erie, relative to the performance of this survey, no action should be taken on the proposal from Krehbiel Associates to perform this work for approximately \$2,700.00.

Councilman Barnhardt for the Fire Committee reported that the committee made its annual inspection of the four fire companies which serve the Fire Protection District of the Town of Lancaster.

Councilman Barnhardt indicated that the committee was impressed by the fire fighting capabilities shown by these fire companies.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BERENT , TO WIT:

RESOLVED, that the minutes of the meeting of the Town Board, held
September 5, 1978, as presented by the Town Clerk, be and hereby are approved.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEWSA VOTED YES

COUNCILMAN METZ VOTED YES

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The resolution was thereupon unanimously adopted.

September 18, 1978

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

WHEREAS, by resolution dated June 19, 1978, the Town of Lancaster has entered into Manpower Project No. 642 under Title VI of the Comprehensive Employment Training Act of 1973, to provide a projects program on behalf of the Highway Department of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that the following individuals be and hereby are appointed to the temporary positions of Laborer and Instrument Man, as set forth in the Agreement for CETA Project No. 642, being Contract 36-7005-60:

<u>LABORER</u>	- \$3.09 per hr.	<u>Effective August 28, 1978</u>
	David Ellis .	140 University, Depew, New York
<u>LABORER</u>	\$3.09 per hr.	<u>Effective August 30, 1978</u>
	Thomas Pawela	16 Lake Avenue, Lancaster, New York
<u>LABORER</u>	- \$3.09 per hr.	<u>Effective September 5, 1978</u>
	Jonathon Stauber	11 Benson Drive, Lancaster, New York
<u>LABORER</u>	- \$3.09 per hr.	<u>Effective September 6, 1978</u>
	Gerald Eusanio	266 Central Avenue, Lancaster, New York
<u>INSTRUMENT MAN</u> - \$3.70 per hr.-		<u>Effective September 11, 1978</u>
	Jeffrey Sutherland	222 Princeton, Amherst, New York

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEWSA VOTED YES

COUNCILMAN METZ VOTED YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT;

WHEREAS, the Town Board of the Town of Lancaster, on August 7, 1978
authorized the leasing of a portion of Parcel 1, Nike Site, now Lancaster
Center, Pavement Road, Town of Lancaster, New York, being a metal building,
formerly the computer shack, known as Building "H", together with access
thereto from existing roads and parking for the Tenant as same shall be
available, to Lancaster Depew Community Theatre, an unincorporated association
P.O. Box 101, Bowmansville, New York, subject to permissive referendum, and

WHEREAS, the Town Clerk has duly filed his affidavit that no
permissive referendum petition has been received within the required period
after publication of notice of adoption of said resolution subject to
permissive referendum,

NOW, THEREFORE, BE IT

RESOLVED, that said lease having been subject to permissive referen-
dum and no petition therefor having been filed, the Supervisor be and hereby
is authorized and directed to execute a lease of a portion of Parcel 1, Nike
Site, now Lancaster Center, Pavement Road, Town of Lancaster, New York, being
a metal building, formerly the computer shack, known as Building "H", together
with access thereto from existing roads and parking for the Tenant as same
shall be availavle, to Lancaster Depew Community Theatre, an unincorporated
association, P.O. Box 101, Bowmansville, New York.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES
COUNCILMAN BERENT VOTED YES
COUNCILMAN BOLENDER VOTED YES
SUPERVISOR KEYSA VOTED YES
COUNCILMAN METZ VOTED YES

The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

WHEREAS, by letter dated August 29, 1978, the Assessor has
requested authorization for Michael Beilman to attend the Conference on
Assessment Administration to be held at Monticello, New York from
September 26, 1978 through September 29, 1978,

NOW, THEREFORE, BE IT

RESOLVED, that MICHAEL BEILMAN be and is hereby authorized to
attend said conference with reimbursement for actual and necessary expenses
not to exceed \$275.00.

The question of the adoption of the foregoing resolution was duly
put a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSAY VOTED YES

COUNCILMAN METZ VOTED YES

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The resolution was thereupon unanimously adopted.

September 18, 1978

Councilman Barnhardt, at this time, withdrew his proposed resolution, Agenda Item No. 5, for further study and consideration.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

WHEREAS, a certain on-site modification in the construction of
the addition to the Town Hall has resulted in the necessity of a change-
order, and

WHEREAS, the Town of Lancaster's Engineer has recommended such
change-order be accepted by the Town of Lancaster, and said change-order
is on file with the Town Clerk,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and
directed to execute the following change-order:

Change Order No. GC-1 - Remove fill and excavate to
undisturbed material.

Addition: \$545.00

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEWSA VOTED YES

COUNCILMAN METZ VOTED YES

The resolution was thereupon unanimously adopted.

September 18, 1978

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

WHEREAS, the Town Line Volunteer Fire Department, Inc., by letter dated August 31, 1978, has requested confirmation of two (2) new members duly elected to the Membership of the Town Line Volunteer Fire Department, Inc. and the deletion of one (1) member from the active roster of the Town Line Volunteer Fire Department Inc.,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby confirms the additions to the membership and the deletion to the membership of the following individuals in the Town Line Volunteer Fire Department, Inc.;

CONFIRMATION

Timothy Harrigan
12 Cemetery Road
Lancaster, NY 14086

Timothy Krieb
15 Cemetery Road
Lancaster, N.Y. 14086

DELETION

Joseph Geberl
708 Town Line Rd.
Lancaster, N.Y. 14086

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEWSA VOTED YES

COUNCILMAN METZ VOTED YES

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The resolution was thereupon unanimously adopted.

September 18, 1978

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN METZ , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BOLENDER , TO WIT:

WHEREAS, Marrano Enterprises Inc., on October 14, 1977, was issued Public Improvement Permit No. 49 (Sidewalks) of the Town of Lancaster, for the purpose of constructing this public improvement within Phase 1 of Pleasant Meadow Subdivision, and

WHEREAS, Marrano Enterprises Inc., by letter dated September 14, 1978, has requested approval of the Town Board of the Town of Lancaster to amend Public Improvement Permit No. 49 in such manner as to effectively authorize the construction of sidewalks within the entire Pleasant Meadow Subdivision,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the following amendment to Public Improvement Permit No. 48 of the Town of Lancaster:

Delete - present description of proposed Public Improvement.

Substitute - "Across each and every lot frontage facing any improved street and across any and all public easement areas located between subject lots as shown on Map Cover filed May 20, 1977 in the Erie County Clerk's Office Map Cover No. 2386".

Also, with respect to "Estimated Cost of Improvement" -

Delete - \$26,000.00

Substitute - \$68,000.00

and,

BE IT FURTHER

RESOLVED, that the Town Clerk of the Town of Lancaster be and is hereby directed to forward a copy of this resolution to all persons receiving the original Public Improvement Permit No. 49.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES
COUNCILMAN BERENT VOTED YES
COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES
COUNCILMAN METZ VOTED YES

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The resolution was thereupon unanimously adopted.

September 18, 1978

THE FOLLOWING RESOLUTION WAS OFFERED,
BY COUNCILMAN BOLENDER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

WHEREAS, the Highway Superintendent of the Town of Lancaster has requested the purchase of One (1) New 1978 or 1979 Two (2) Wheel Drive Truck, Complete with Dump Body, Sander Body and Snow Removal Equipment, for the use of the Highway Department, and

WHEREAS, the Highway Committee of the Town Board recommends that such purchase be authorized,

NOW, THEREFORE, BE IT

RESOLVED, that Notice to Bidders, in form attached hereto and made a part hereof, be published in the Lancaster Enterprise-Journal and be posted according to law, that the Town Board will receive bids up to 8:00 o'clock P.M., Local Time, on October 2, 1978, to furnish One (1) New 1978 or 1979 Two Wheel Drive Truck Complete with Dump Body, Sander Body and Snow Removal Equipment, for the Highway Department of the Town of Lancaster in accordance with specifications on file in the office of the Town Clerk.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEWSA VOTED YES

COUNCILMAN METZ VOTED YES

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The resolution was thereupon unanimously adopted.

September 18, 1978

LEGAL NOTICE
TOWN OF LANCASTER
NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN, that sealed bids will be received by the Town Board of the Town of Lancaster, Erie County, New York, in the Council Chamber of the Town Hall, 21 Central Avenue, Lancaster, New York, up to 8:00 o'clock P.M., Local Time, on October 2nd, 1978, for furnishing to the Highway Department of the Town of Lancaster One (1) New 1978 or 1979 Two (2) Wheel Drive Truck, Complete with Dump Body, Sander Body and Snow Removal Equipment, in accordance with specifications on file in the Town Clerk's Office in the Town Hall, 21 Central Avenue, Lancaster, New York.

A certified check or bid bond in an amount representing five per centum (5%) of the "Gross Bid", payable to the Supervisor of the Town of Lancaster, and non-collusive bid certificate must accompany each bid.

The Town Board reserves the right to reject any or all bids and to waive any informalities.

BY ORDER OF THE TOWN BOARD OF THE
TOWN OF LANCASTER, NEW YORK.

BY: ROBERT P. THILL
Town Clerk

September 18, 1978

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN METZ , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BOLENDER TO WIT:

WHEREAS, Marrano Enterprises Inc., on October 14, 1977 was issued Public Improvement Permit No. 48 (Street Lighting) of the Town of Lancaster, for the purpose of installing this public improvement within Phase I and Phase II of Pleasant Meadow Subdivision, and

WHEREAS, Marrano Enterprises Inc., by letter dated September 14, 1978, has requested approval of the Town Board of the Town of Lancaster to amend Public Improvement Permit No. 48 in such a manner as to effectively authorize the installation of street lighting within the entire Pleasant Meadow Subdivision,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the following amendment to Public Improvement Permit No. 48 of the Town of Lancaster:

DELETE - present description of proposed Public Improvement.

SUBSTITUTE - "Within all Right-of-Way areas as shown on Street Lighting Plan as approved by Town Engineer and Town Lighting Committee".

Also, with respect to "Estimated Cost of Improvement"

DELETE - \$ 7,024.00

SUBSTITUTE - \$12,776.00

and,

BE IT FURTHER

RESOLVED, that the Town Clerk of the Town of Lancaster be and is hereby directed to forward a copy of this resolution to all persons receiving the original Public Improvement Permit No. 48.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES
COUNCILMAN BERENT VOTED YES
COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEWSA VOTED YES
COUNCILMAN METZ VOTED YES

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The resolution was thereupon unanimously adopted.

September 18, 1978

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

RESOLVED, that the following transfers within the General Fund and
the Highway Fund of the Town of Lancaster be and hereby are effected:

	From		To	
	<u>Account</u>	<u>Amount</u>	<u>Account</u>	<u>Amount</u>
HIGHWAY FUND ITEM 3				
Bond Anticipation Notes Principal	9730.6	\$9,000.00		
Bond Anticipation Notes Interest			9730.7	\$9,000.00
GENERAL FUND				
Contingent	A-1990	698.56		
Bond Anticipation Notes Interest			A-9730.7	698.56

The question of the adoption of the foregoing resolution was duly put
to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES
COUNCILMAN BERENT VOTED YES
COUNCILMAN BOLENDER VOTED YES
SUPERVISOR KEWSA VOTED YES
COUNCILMAN METZ VOTED YES

The resolution was thereupon unanimously adopted.

September 18, 1978

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BERENT , TO WIT:

WHEREAS, by report dated August 22, 1978, the Highway Superintendent
of the Town of Lancaster has recommended that policy be established concerning
pickup of rubbish at curbside and charges therefor,

NOW, THEREFORE, BE IT

RESOLVED, that the recommendations of the Highway Superintendent, as
contained in his report of August 22, 1978, be and hereby are established as
the policy of the Town of Lancaster concerning rubbish collection, and

BE IT FURTHER

RESOLVED, that a Rubbish Collection Fee of \$18.00 per load for
rubbish conveyed to Lancaster Sanitary Landfill, which fee shall be increased
from time to time in accordance with fees charged by said Landfill and that
such fees be paid for by the town residents by check payable to the Town of
Lancaster and a receipt issued therefor and deposited with the Supervisor.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEWSA VOTED YES

COUNCILMAN METZ VOTED YES

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The resolution was thereupon unanimously adopted.

September 18, 1978

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN METZ , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BOLENDER , TO WIT:

WHEREAS, Marrano Enterprises Inc., 4040 Clinton Street, West Seneca,
has requested the Town Board of the Town of Lancaster to accept work
completed under Public Improvement Permit No. 50 (Water Line) and Permit
No. 51 (Storm Sewer), for the installation of improvements within the
Pleasant Meadow Subdivision, Phase III, within the Town of Lancaster, and

WHEREAS, the Town Engineers have inspected the improvements under
the aforesaid Public Improvement Permits and by letter dated September 14, 1978
has recommended approval thereof,

NOW, THEREFORE, BE IT

RESOLVED, that the following completed Public Improvements within
Pleasant Meadow Subdivision, Phase III, be and are hereby approved and
accepted by the Town Board of the Town of Lancaster:

P.I.P. No. 50 - Water Line
P.I.P. No. 51 - Storm Sewer

conditioned, however, upon receipt by the Town of Lancaster of the following
maintenance security in proper form, with date of acceptance of improvements
being September 18, 1978:

P.I.P. No. 50 - Water Line - Maintenance Bond
Term 2 years - Principal Sum -
25% of estimated cost of improvement

P.I.P. No. 51 - Storm Sewer -Maintenance Bond
Term 2 years - Principal Sum -
25% of estimated cost of improvement

and,

BE IT FURTHER

RESOLVED, that upon transfer of ownership of the sanitary sewers
within Pleasant Meadow Subdivision, Phase III, to the Erie County Sewer
District No. 4, the Town Clerk of the Town of Lancaster be provided with a
copy of the maintenance security required by Erie County Sewer District No. 4,
and,

BE IT FURTHER

RESOLVED, upon receipt by the Town Clerk, of the maintenance security for Public Improvement Permit Nos. 50 and 51 as set forth herein, the Town Clerk of the Town of Lancaster be and is hereby authorized to release and return to Marrano Enterprises, M & T Trust Company Irrevocable Letter of Credit No. 2412, which Letter of Credit was previously deposited with the Town Clerk as performance security for Public Improvement Permit Nos. 50, 51, and 52.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEWSA VOTED YES

COUNCILMAN METZ VOTED YES

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The resolution was thereupon unanimously adopted.

September 18, 1978

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby
ordered paid from their respective accounts:

<u>ACCOUNT</u>	<u>ORDER NUMBER</u>	<u>TOTAL AMOUNT</u>
General Fund	No. 6980 to 7030 Incl.	\$52,299.26
Special District Fund	No. 326 to 330 Incl.	\$29,685.43
Part Town Fund	No. 595 to 599 Incl.	\$ 647.91
Highway Fund	No. 2067 to 2088 Incl.	\$38,155.70
Federal Revenue Sharing	No. 1257 to 1305 Incl.	\$11,249.77
Capital Fund	No. 356 to 358 Incl.	\$16,748.02
CETA Project No. 641	No. 31 to 32 Incl.	\$ 268.35
CETA Project No. 642	No. 7 to 8 Incl.	\$ 2,427.85
CETA Project No. 645	No. 36 to 37 Incl.	\$ 736.51
Community Development Fund	No. 1003 to 1003 Incl.	\$10,804.50

BE IT FURTHER

RESOLVED, that the claim of Edway Construction Co., Inc., dated August 18, 1978, in the amount of \$10,804.50 for the renovation of the Town Hall Opera House be and is hereby approved and the Supervisor be and is hereby ordered to submit this claim to the Community Development Program for reimbursement.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES
COUNCILMAN BERENT VOTED YES
COUNCILMAN BOLENDER VOTED YES
SUPERVISOR KEWSA VOTED YES
COUNCILMAN METZ VOTED YES

The resolution was thereupon unanimously adopted.

September 18, 1978

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN METZ , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BOLENDER , TO WIT:

RESOLVED, that the following Building Permit Applications be and
are hereby approved and the issuance of Building Permits be and are hereby
authorized:

<u>NO.</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
151	Frank Powell	417 Erie	ER. FIREPLACE
152	Alden Equities	4893 William	ER. FR. SIN. DWLG
153	Robert Huefner	221 Pleasant View	ER. FR. BARN
154	Sammy Waller	4871 William	EXT. BRK. BREEZWAY, PORCH
155	Marrano Enter.	40 Fox Hunt Rd.	ER. FR. BRK. VEN. SIN. DWLG, PVT. GARAGE
156	Marrano Enter.	2 Robinwood Ct.	ER. FR. BRK. VEN. SIN. DWLG, PVT. GARAGE
157	Marrano Enter.	42 Fox Hunt Rd.	ER. FR. BRK. VEN. SIN. DWLG, PVT. GARAGE
158	Marrano Enter.	48 Deerpath Dr.	ER. FR. BRK. VEN. SIN. DWLG, PVT. GARAGE
159	Marrano Enter.	231 Warner Rd.	ER. FR. BRK. VEN. SIN. DWLG, PVT. GARAGE
160	Marilyn Covert	Miller St.	ER. FR. SHED
161	Josela Enter.	115 Kidder Rd.	ER. FR. BRK. VEN. SIN. DWLG, PVT. GARAGE
162	Donald Keller	339 Lake Ave.	ER. FR. SHED
163	Warwick Lumber	4971 William	ER. FR. PVT. GARAGE
164	Marrano Enter.	32 Pheasant Run La.	ER. FR. BRK. VEN. SIN. DWLG, PVT GARAGE
165	Marrano Enter.	21 Deerpath Dr.	ER. FR. BRK. VEN. SIN. DWLG, PVT. GARAGE
166	Marrano Enter.	23 Deerpath Dr.	ER. FR. BRK. VEN. SIN. DWLG, PVT. GARAGE
167	Marrano Enter.	4 Farmingdale Ct.	ER. FR. BRK. VEN. SIN. DWLG, PVT. GARAGE
168	Gaetano DeLuca	4471 Walden	EXT. CONCRETE BLK, STEEL WAREHOUSE

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEWSA VOTED YES

COUNCILMAN METZ VOTED YES

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The resolution was thereupon unanimously adopted.

1. Preferential Rights, Erie Lackawanna R.R.
By letter dated August 10, 1978, Mr. Glenn F. Torch, Sales Mgr. for the Erie Lackawanna Railway Co. informed the Town Board that he would recommend to their trustees a purchase price of \$750.00 an acre for the right-of-way acquisition.
2. Public Improvement Permit Authorization, Lancaster Industrial Park.
On September 6, 1977, the Town Board approved P.I.P. Nos. 41 and 42 for storm sewer, pavement and curbs. On June 5, 1978, the Town Board approved P.I.P. No. 53 for water line.
3. Phase III, Pleasant Meadow Subdivision, Public Improvement Permit Authorization
On March 20, 1978, the Town Board approved P.I.P. No. 50 for Phase III water lines. On May 1, 1978, the Town Board approved P.I.P. No. 51 for Phase III storm drain and P.I.P. No. 52 for Phase III pavement and curbs. On August 7, 1978, the Town Board accepted a \$125,000. M & T Letter of Credit to secure the issuance of building permits in Phase III. On September 5, 1978, the Town Board accepted the improvements under P.I.P. No. 52 for paving and curbs. On September 18, 1978, the Town Board accepted the improvements under P.I.P. No. 50 water lines and No. 51 storm drain. The Town Clerk was directed to removed this item from future agendas of the Town Board.
4. Rezone Petition, J. Nicholas Mueller
On June 19, 1978, the Town Board held a Public Hearing on this matter and reserved decision. On July 21, 1978, the Town Board asked the Planning Board to re-evaluate existing zoning classifications on Genesee Street from Harris Hill Road east and report back to the Town Board.
5. Subdivision Approval, Country View East
On May 1, 1978, this matter was presented to the Town Board and referred to the Planning Board for review and recommendation.
6. Speed Evaluation Survey, Simme Road
On May 1, 1978, the Town Board adopted a resolution requesting a speed evaluation survey from the N.Y.S. Dept. of Transportation. On September 6, 1978, the N.Y.S. Dept. of Transportation denied the Town's request for a lower speed zone on this street. The Town Clerk was directed to removed this item from future agendas of the Town Board.
7. Rezone Petition, Dennis Casillo
On June 5, 1978, this petition was presented to the Town Board and referred to the Planning Board for review and comment.
8. Rezone Petition, Norman H. and Maryann Bastian
On July 3, 1978, this matter was presented to the Town Board and referred to the Planning Board for review and recommendation.
9. Subdivision Approval, Heritage Hills
On July 3, 1978, this matter was presented to the Town Board and referred to the Planning Board for review and recommendation.
10. Speed Evaluation Survey, Como Park Boulevard
On August 21, 1978, the Town Board adopted a resolution requesting a speed evaluation survey from the N.Y.S. Dept. of Transportation.

PERSONS DESIRING TO ADDRESS TOWN BOARD:

Mr. Dan Weber, 9 Mason Place, Lancaster, New York, asked the Town Board if there was any present petition before the Board asking for a rezone of the Northeast corner of Transit Road and Como Park Boulevard from C-1 to C-2.

The Town Attorney and the Chairman of the Planning Committee informed Mr. Weber that there is no petition for a rezone since the property already is zoned C-2.

COMMUNICATIONS:

705. Highway Supt. to Town Board -
Recommendation of an engineering study
regarding Court Street Bridge.
706. Town Accountants to Supervisor -
Notification of calendar of events regarding
1979 Budget.
707. N.Y.S. Dept. of Agriculture and Markets to
Supervisor -
Solicitation in obtaining accurate and
complete enumeration of dogs which data
is to be computerized by 1980.
708. County Dept. of Health to Town Board -
Transmittal of Approval of Completed Works
for public water supply improvement regarding
Pleasant Meadow Subdivision, Phase III.
709. NFTC to Supervisor -
Notice of public meetings regarding
Transportation Plan Reappraisal.
710. N.Y.S. Dept. of Environ. Conservation to
Supervisor -
Transmittal of data regarding public hearings
on draft regulations for implementation of
the Freshwater Wetlands Act.
711. N.Y.S. Dept. of Transportation to Erie Lackawanna
Railway Co. -
Notification of issuance of release regarding
abandoned railroad property in the Towns of
Lancaster and Alden.
712. Ex. Dir., Youth Bureau to Supervisor -
Notification of reassignment of outreach
worker from Youth Bureau to Boy's Club staff
effective 9/5/78.
713. Joan Augus to Supervisor -
Comments regarding actions of Town officials.
714. Record, Sec'y, Town Line Vol. Fire Dept. Inc.
to Town Clerk -
Recommendation of addition of two members to
the active roster and deletion of one member.
715. Dog Warden to Town Board -
Monthly report for August, 1978.
716. Town Clerk to Supervisor -
Monthly report for August, 1978.
717. Chair., Ambulance Board to Town Clerk -
Recommendation of acceptance of \$3500.00
donation to the Town from LVAC to be used
for purchase of ambulance.
718. N.Y.S. Dept. of Transportation to Town Clerk -
Notification of denial regarding request for
reduced speed limit on Simme Road.
719. Town Clerk to Town Board -
Resume of actions taken in response to
directions and resolutions of the Town
Board meeting of 9/5/78.

Highway Supt.R & FTown ClerkR & F
Town EngineersR & FDeputy Town AttyR & FR & FR & F
Chief of PoliceR & FR & FR & FTown Clerk
Chief of Police
Mrs. N. OrsolitisR & F

COMMUNICATIONS CONT'D.:

720. Town Engineers to Town Board -
Request increase of salary for Planning
Board and request for continuation of
engineering services to Planning Board.
721. Town Accountants to Town Attorney -
Comments regarding inclusion of certain
proposed salaries in the Notice of Public
Hearing regarding 1979 Budget.
722. Town Engineers to Town Board -
Contract for 1979 with request of continua-
tion of engineering services to the Town.
723. Town Engineers to Town Board -
Submission of proposal for Court Street
Bridge over Plumb Bottom Creek.
724. Town Attorney to Town Clerk -
Transmittal of original deed to Phase II
improvements with Bill of Sale for water
lines, hydrants and appurtenances, and water
storage system regarding Pleasant Meadow
Subdivision.
725. Town Attorney to Town Board -
Notification of deed to Phase III streets
recorded in the County Clerk's Office on
9/7/78 regarding Pleasant Meadow Subdivision.
726. Town Accountants to Supervisor -
Summary regarding publication and public
hearing requirements for Federal Revenue
Sharing.
727. LaBella Associates to Supervisor -
Brochure advertising professional engineering
and proper management services.
728. N.Y.S. Dept. of Environ. Conservation to
Supervisor -
Explanation of implementation of the State
Environmental Quality Review Act.
729. Town Engineers to Town Board -
Recommendation of approval for removal of
topsoil from Old Schoolhouse Subdivision.
730. Niagara Frontier Utility Contractors Assoc., Inc.
to Deputy Comm., County Dept. of Environ. and
Planning and County Health Dept. -
Expression of opposition to proposed construction
of a low pressure sewer system using grinder
pumps.
731. Leg. L. William Paxon to Town Board -
Acknowledgement of receipt of resolutions
concerning reconstruction of Bowen Rd. bridge
and County Revaluation Program.
732. Thill-Demerly Agency, Inc. to Town Clerk -
Transmittal of check representing reduction
in premium.
733. County Executive to Supervisor -
Notification of approval by HUD of 1978
"Urban County" CD program application
effective 8/25/78.

Budget CommitteePlanning BoardR & FBudget CommitteeR & FR & FR & FR & FR & FDeputy Town AttyBldg. InspectorR & FTown EngineersR & FR & FR & F

COMMUNICATIONS CONT'D.:

734. Denmark Donovan & Oppel Inc. to Supervisor -
Announcement of services offered regarding
consultation in area economic development
and facilities location.
735. Marrano Enterprises Inc. to Town Board -
Request adoption of resolution amending
P.I.P. No. 48 (street lighting) and No. 49
(sidewalks) regarding Pleasant Meadow Sub-
division.
736. County Deputy Comm. of Highways to Town Board -
Directive concerning cleaning of drainage
ditch located in William St., and Lake Ave.
area.
737. Town Engineers to Town Board -
Recommendation of approval of P.I.P. No. 50
(water line) and No. 51 (storm sewers)
regarding Pleasant Meadow Subdivision.
738. Chair., Youth Bureau to Supervisor -
Recommendation of two (2) new members to
Youth Bureau.
739. Chair., Planning Board to Supervisor -
Request four members attendance at N.Y.
Planning Federation Seminar to be held in
Monticello, N.Y. from 10/15/-10/17/78.
740. Ex. Dir., Youth Bureau to Supervisor -
Transmittal of resignation of Youth
Counselor.
741. Supervisor to Town Clerk -
Transmittal of 1979 Budget Officers!
Tentative Budget for Special Districts.
742. Town Clerk to Town Board -
Request authorization to join membership
of Assoc. of Records Managers and
Administrators Inc.
743. Marrano Enterprises Inc. to Town Clerk -
Transmittal of Bill of Sale and Bond for
water lines and storm drainage system for
Pleasant Meadow Subdivision.
744. People Services to the Retarded Adult, Inc.
to Town Clerk -
Request recommendation on tentative site or
prospective residence for mentally
retarded.
745. Highway Supt. to Town Board -
Request transfer of funds from Acct. 5130-225
to Acct. 5130-432.
746. County Ass't. Deputy Comm., Dept. of Environ.
and Planning to Town Attorney -
Proposal of takeover use of portable pumps
in ECSD No. 4 pursuant to terms of contract.

R & F
Planning Committee

R & F

Attorney

R & F

Human Services
Committee

Town Clerk

Town Clerk
Human Services
Committee

R & F

Town Clerk

R & F

Supervisor

Supervisor

R & F

ADJOURNMENT:

ON MOTION OF COUNCILMAN METZ, AND SECONDED BY THE ENTIRE TOWN
BOARD AND CARRIED, the meeting was adjourned at 9:50 P.M. out of respect
to:

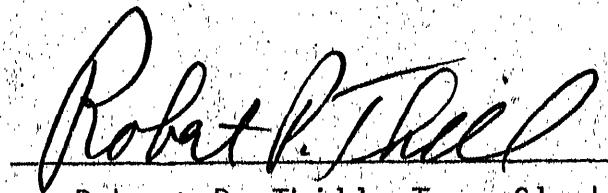
Jean Dougherty

Josephine Gallo

Antoinette Wildy

Rose Rogers

Signed



Robert P. Thill, Town Clerk